

Exhibit 1

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF MICHIGAN
3 SOUTHERN DIVISION
4 _____
5)
6 In Re FLINT WATER CASES) Civil Action No. 5:16-cv-10444-JEL-MKM
7) (Consolidated)
8) Hon. Judith E. Levy
9) Mag. Mona K. Majzoub
10 _____)

11 HIGHLY CONFIDENTIAL
12 VIDEOTAPED DEPOSITION OF MICHAEL BYRNES
13 Wednesday, February 19, 2020
14 at 9:02 a.m.

15 Taken at: Weitz & Luxenberg
16 Fisher Building
17 3011 West Grand Boulevard
18 Suite 2150
19 Detroit, Michigan 48202

20 REPORTED BY: LAUREL A. FROGNER, RMR, CRR, CSR-2495
21 GOLKOW LITIGATION SERVICES
22 877.370.3377 ph | 917.591.5672 fax
23 deps@golkow.com
24

A P P E A R A N C E S

- - -

On behalf of the Class Plaintiffs:

JESSICA WEINER, ESQUIRE
COHEN MILSTEIN SELLERS & TOLL PLLC
1100 New York Avenue, NW, Fifth Floor
Washington, DC 20005
202-408-4600
jweiner@cohenmilstein.com

On behalf of Individual Plaintiffs:

RENNER K. WALKER, ESQUIRE
LEVY KONIGSBERG LLP
800 Third Avenue
New York, New York 10022
212-605-6200
rwalker@levylaw.com

On behalf of Individual Plaintiffs
(via teleconference):

DONALD H. DAWSON, JR., ESQUIRE
FIEGER LAW
19390 West Ten Mile Road
Southfield, Michigan 48075
248-355-5555
D.dawson@fiegerlaw.com

On behalf of the State Court Plaintiffs:

J. TED PETERS, ESQUIRE
McALPINE PC
3201 University Drive, Suite 200
Auburn Hills, Michigan 48326
248-373-3700
tpeters@mc Alpinepc.com

1 A P P E A R A N C E S (Continued):

2

On behalf of the People of the State of Michigan:

3

MARGARET BETTENHAUSEN
ASSISTANT ATTORNEY GENERAL
DANA NESSEL, ATTORNEY GENERAL
525 West Ottawa Street, 6th Floor
Lansing, Michigan 48909
517-335-7664
BettenhausenM@michigan.gov

7

8 On behalf of Defendants Veolia Water North America
Operating Services, LLC, Veolia North America, LLC,
9 And Veolia North America, Inc.:

10 BRYAN D. McELVAINE, ESQUIRE
KRISTIN DUPRE, ESQUIRE
11 CAMPBELL CONROY & O'NEIL, P.C.
1 Constitution Wharf, Suite 310
12 Boston, Massachusetts 02129
617-241-3015
13 bmcelvaine@campbell-trial-lawyers.com
Kdupre@campbell-trial-lawyers.com

14

15 On behalf of Defendant City of Flint:

16 FREDERICK A. BERG, ESQUIRE
BUTZEL LONG
17 150 West Jefferson Avenue
Detroit, Michigan 48226
18 313-225-7000
berg@butzel.com

19

20 On behalf of Defendants Leo A. Daly Company and
Lockwood, Andrews & Newnam, Inc. (via teleconference):

21

JUDE T. HICKLAND, ESQUIRE
22 FAEGRE DRINKER BIDDLE & REATH, LLP
1717 Main Street, Suite 5400
23 Dallas, Texas 75201
469-357-2500
24 jude.hickland@faegredrinker.com

1 A P P E A R A N C E S (Continued)

2

On behalf of Defendant Adam Rosenthal

3 (via teleconference):

4 JAMES A. FAJEN, ESQUIRE

FAJEN & MILLER, PLLC

5 3646 West Liberty Street

Ann Arbor, Michigan 48103

6 734-995-0181

fajenlaw@fajenmiller.com

7

8 On behalf of the MDEQ Employee Defendants

(via teleconference):

9

JARED A. ROBERTS, ESQUIRE

10 FRASER TREBILCOCK

124 West Allegan Street, Suite 1000

11 Lansing, Michigan 48933

517-482-5800

12 jroberts@fraserlawfirm.com

13

On behalf of the Defendant McLaren

14 (via teleconference):

15 MEGAN R. MULDER, ESQUIRE

CLINE CLINE & GRIFFIN PC

16 503 South Saginaw Street

Suite 1000

17 Flint, Michigan 48502

810-232-3141

18 mmulder@ccglawyers.com

19

ALSO PRESENT:

20 Marc Myers, Videographer

21

* * * * *

22

23

24

1	TABLE OF CONTENTS	
	MICHAEL BYRNES	Page
2	EXAMINATION BY MS. WEINER	10
	EXAMINATION BY MR. PETERS	129
3	EXAMINATION BY MR. DAWSON	179
	EXAMINATION MS. BETTENHAUSEN	181
4	EXAMINATION BY MR. BERG	198
	EXAMINATION BY MR. ROBERTS	257
5	EXAMINATION BY MR. FAJEN	258
	EXAMINATION BY MS. MULDER	259
6	RE-EXAMINATION BY MS. WEINER	260
	RE-EXAMINATION BY MS. BETTENHAUSEN	263
7	EXAMINATION BY MR. McELVAINE	267

8	INDEX TO EXHIBITS	
9	(Exhibits attached to transcript)	
10	Exhibit	Page
	BYRNES DEPOSITION EXHIBIT NUMBER 1,	18
11	ORG CHART, VWNAOS 323205	
12	BYRNES DEPOSITION EXHIBIT NUMBER 2,	40
	FEBRUARY 09, 2015 EMAIL, VWNAOS 005776	
13		
	BYRNES DEPOSITION EXHIBIT NUMBER 3,	44
14	JANUARY 23, 2015 EMAIL	
	VWNAOS 001265 - VWNAOS 001269	
15		
	BYRNES DEPOSITION EXHIBIT NUMBER 4,	50
16	BATES NUMBER VWNAOS 001293	
17	BYRNES DEPOSITION EXHIBIT NUMBER 5,	53
	JANUARY 23, 2015, VWNAOS 014034 - VWNAOS 014038	
18		
	BYRNES DEPOSITION EXHIBIT NUMBER 6,	58
19	BATES NUMBER VWNAOS 003087	
20	BYRNES DEPOSITION EXHIBIT NUMBER 7,	61
	BATES NUMBER VWNAOS 003100	
21		
	BYRNES DEPOSITION EXHIBIT NUMBER 8,	62
22	BATES NUMBER VWNAOS 018579	
23	BYRNES DEPOSITION EXHIBIT NUMBER 9,	69
	BATES NUMBER VWNAOS 020840	

Highly Confidential - Michael Byrnes

1	BYRNES DEPOSITION EXHIBIT NUMBER 10, BATES NUMBER VWNAOS 008194	71
2		
3	BYRNES DEPOSITION EXHIBIT NUMBER 11, BATES NUMBER VWNAOS 040060	77
4	BYRNES DEPOSITION EXHIBIT NUMBER 12, BATES NUMBER VWNAOS 011421	81
5		
6	BYRNES DEPOSITION EXHIBIT NUMBER 13, BATES NUMBER VWNAOS 003296	84
7	BYRNES DEPOSITION EXHIBIT NUMBER 14, BATES NUMBER VWNAOS 042171	91
8		
9	BYRNES DEPOSITION EXHIBIT NUMBER 15, BATES NUMBER VWNAOS 082371	98
10	BYRNES DEPOSITION EXHIBIT NUMBER 16, BATES NUMBER VWNAOS 081910	101
11		
12	BYRNES DEPOSITION EXHIBIT NUMBER 17, BATES NUMBER VWNAOS 083501	104
13	BYRNES DEPOSITION EXHIBIT NUMBER 18, BATES NUMBER VWNAOS 076275	112
14		
15	BYRNES DEPOSITION EXHIBIT NUMBER 19, BATES NUMBER VWNAOS 076281	117
16		
17	BYRNES DEPOSITION EXHIBIT NUMBER 20, BATES NUMBER VWNAOS 433664	119
18	BYRNES DEPOSITION EXHIBIT NUMBER 21, BATES NUMBER VWNAOS 551507	125
19		
20	BYRNES DEPOSITION EXHIBIT NUMBER 22, ENVIRONMENTAL INCIDENT INVESTIGATION, ROOT CAUSE ANALYSIS AND CORRECTIVE ACTION	170
21		
22	BYRNES DEPOSITION EXHIBIT NUMBER 23, BATES NUMBER VWNAOS 001335	208
23	BYRNES DEPOSITION EXHIBIT NUMBER 24, BATES NUMBER VWNAOS 082374	220
24		
25		

Highly Confidential - Michael Byrnes

1	BYRNES DEPOSITION EXHIBIT NUMBER 25, BATES NUMBER VWNAOS 133071 - 133072	222
2		
	BYRNES DEPOSITION EXHIBIT NUMBER 26,	232
3	BATES NUMBER VWNAOS 076574	
4	BYRNES DEPOSITION EXHIBIT NUMBER 27, BATES NUMBER VWNAOS 159804 and 159805	234
5		
	BYRNES DEPOSITION EXHIBIT NUMBER 28,	237
6	BATES NUMBER VWNAOS 365723	
7	BYRNES DEPOSITION EXHIBIT NUMBER 29, BATES NUMBER VWNAOS 328656	242
8		
	BYRNES DEPOSITION EXHIBIT NUMBER 30,	245
9	BATES NUMBER VWNAOS 258789	
10	BYRNES DEPOSITION EXHIBIT NUMBER 31, BATES NUMBER VWNAOS 325248	260
11		
	BYRNES DEPOSITION EXHIBIT NUMBER 32,	264
12	BATES NUMBER VWNAOS 324224 - 324227	
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

1 Detroit, Michigan

2 Wednesday, February 19, 2020

3 About 9:02 a.m.

4 THE VIDEOGRAPHER: We are now on the
5 record. My name is Marc Myers. I'm the videographer
6 for Golkow Litigation Services. Today's date is
7 February 19th, 2020. The time is now 9:02 a.m.

8 This video deposition is being held in
9 Detroit, Michigan in the matter of the Flint Water
10 Cases pending in the United States District Court,
11 Eastern District of Michigan, Southern Division. The
12 deponent is Michael Byrnes.

13 And at this time will all attorneys please
14 state their appearances for the record and the court
15 reporter, Laurel Frogner, please swear in the
16 witness.

17 MS. WEINER: Jessica Weiner from Cohen
18 Milstein Sellers & Toll on behalf of the Proposed
19 Class.

20 MR. PETERS: Ted Peters from McAlpine on
21 behalf of the Proposed Class.

22 MR. WALKER: Renner Walker from Levy
23 Koningsberg, co-liaison counsel for Individual
24 Plaintiffs.

1 MS. BETTENHAUSEN: Margaret Bettenhausen on
2 behalf of the People.

3 MR. BERG: Rick Berg on the behalf of the
4 City of Flint.

5 MS. DUPRE: Kristin Dupre for Veolia North
6 America, Inc., Veolia North America, LLC, and Veolia
7 Water North American Operating Services.

8 MR. McELVAINE: Bryan McElvaine on behalf
9 of Veolia North America, Inc.; Veolia North America,
10 LLC; and Veolia Water North America Operating
11 Services. And as usual, I just request that
12 everybody respect the 15-day rule for any
13 confidentially marked documents. Thank you.

14 THE COURT REPORTER: Anybody on the phone?

15 MR. FAJEN: James Fajen for Adam Rosenthal.

16 MR. ROBERTS: Good morning. Jared Roberts
17 for the MDEQ Employee Defendants.

18 MR. DAWSON: Good morning. Don Dawson on
19 behalf of Plaintiffs Brown and Rogers.

20 MR. HICKLAND: Jude Hickland for the LAN
21 and LAD Defendants.

22 MS. MULDER: Good morning. Megan Mulder on
23 behalf of Defendant McLaren.

24

1 work.

2 Q. Okay. So even though this -- the initial work in
3 Flint was a one-off job, you thought that there would
4 possibly be additional work for the City of Flint?

5 A. Yes.

6 Q. And that's why you decided to approve the bid?

7 A. Uh-huh.

8 Q. Sorry. Can I just get a verbal answer?

9 A. Yes.

10 Q. And then once a project is selected -- actually, I'm
11 sorry. Let me back up.

12 So your sign-off was required for Veolia to
13 bid on the work for the City of Flint; is that
14 correct?

15 A. I didn't have -- because it spanned many groups
16 inside of Veolia, it was more of a voting type, a
17 committee type thing. So there was a few people that
18 they'd asked do we want to bid this or not. So yes,
19 I wanted to bid it. I thought it was a good
20 opportunity for us. I thought we could help. If
21 nobody else wanted to do it, we wouldn't have done
22 it.

23 Q. Okay. So yours was one of the votes required for
24 sign-off?

1 initial scope was -- I think it was \$40,000 basically
2 on a drawdown to work for the City around their water
3 treatment plant to figure out how to treat the dirty
4 Flint River water, and see if the water treatment
5 plant could be -- bring it up to safe drinking water
6 standards.

7 Q. But the upside of bidding was that there was
8 additional potential work that Veolia could get,
9 correct?

10 A. Yeah. It was a utility that was obviously a mess,
11 so --

12 Q. And in the email at the top Mr. Carpenter wrote, "Hi,
13 Mike. Can you please discuss." Do you see that?

14 A. Yeah.

15 Q. And Mike refers to you, correct?

16 A. Yes, ma'am.

17 Q. And Mr. Carpenter's asking to discuss the Flint Go/No
18 Go Memo with you, correct?

19 A. Yep.

20 Q. Did you discuss the memo with Mr. Carpenter?

21 A. I surmise I did. I don't know.

22 Q. Do you recall anything about that conversation?

23 A. No, I don't.

24 Q. Would you discuss the Flint Go/No Go Memo with anyone

1 Flint project, correct?

2 A. It's more about the decision on what resources we'd
3 use.

4 Q. But that has to do with bidding on the Flint project,
5 right?

6 A. I don't know if we'd already decided to bid or not at
7 this point. It's a question of what resources can we
8 use on the project.

9 Q. And in the top email from Mr. Fahey it's addressed to
10 Mike. Does that refer to you?

11 A. Yes.

12 Q. And in the second sentence of Mr. Fahey's email do
13 you see where it says, "As long as you guys think it
14 will need to more business it is probably a good
15 thing." Do you see that?

16 A. Yes.

17 Q. Do you think "need" probably meant "lead" to more
18 business?

19 A. Yes.

20 Q. And do you have an understanding of who "you guys"
21 refers to?

22 A. Maybe the -- I would be surmising that it's the
23 people he wrote the email to; myself, Jim Good, Dave
24 Gadis, Kevin Hagerty. Your guess is as good as mine.

1 Q. And did you think the Flint project would lead to
2 more business?

3 A. Yes, we did.

4 Q. And then the next sentence says, "We are not
5 consultants and usually avoid these one-off
6 projects." Do you see that?

7 A. Yes.

8 Q. Did you understand him to mean that Flint was not the
9 type of consulting project that Veolia typically
10 engaged in?

11 A. That's what he's saying, yes.

12 Q. Was that your opinion as well?

13 A. No.

14 Q. Why not?

15 A. Because that's the type of business that the
16 SourceOne team and the PPS team does every day, but
17 Bill's team is mostly used for his internal projects.
18 We manage I think 250 water and wastewater plants
19 across the country, so he uses his internal experts
20 to make sure we're doing the right thing and we're in
21 compliance.

22 Q. What is Bill's team again?

23 A. Technical and Performance.

24 Q. And did Mr. Gnagy work for Mr. Fahey's team?

1 That's most of our major projects that we've done
2 over the years started with very small engagements
3 that grew and grew and grew.

4 Q. Okay. So from your perspective, pursuing this
5 initial Flint project was worth it because you
6 believed that it would lead to additional projects
7 and more business for Veolia, correct?

8 A. Yes, ma'am.

9 Q. And as one of the approvers of the Flint project, you
10 approved it because you believed it might lead to
11 more business down the road?

12 A. Among other things, yeah. It's also -- just as a
13 stand-alone project, if you can help a community in
14 trouble, that's a good thing to do.

15 Q. I'm going to give you another document, Mr. Byrnes,
16 we're marking Exhibit 6.

17 Actually, I'm going to ask you one more
18 question about the prior document. Do you still have
19 that in front of you? At the end of Mr. Fahey's
20 email he says, "Your call." Do you see that?

21 A. Yes.

22 Q. Did you understand that to mean that it was your call
23 whether to bid on the Flint project?

24 A. It appears to be.

1 Q. And it was your call based on whether you thought it
2 would lead to more business?

3 A. Again, it seems that way.

4 Q. Now I will hand you Exhibit 6.

5 A. Yes.

6 BYRNES DEPOSITION EXHIBIT NUMBER 6,

7 BATES NUMBER VWNAOS 003087,

8 WAS MARKED BY THE REPORTER

9 FOR IDENTIFICATION

10 BY MS. WEINER:

11 Q. Exhibit 6, Bates Number VWNAOS 003087. Are you
12 familiar with this document?

13 A. Again, the same. I looked at it in preparation for
14 this meeting.

15 Q. Okay. And in the -- it's an email chain with the
16 subject Flint, Michigan. Do you see that?

17 A. I do.

18 Q. And in the first email in the chain Mr. Carpenter
19 writes to Mr. Nicholas, Manshi Low, and Frank Crehan;
20 do you see that?

21 A. I do.

22 Q. Are you familiar with Manshi Low?

23 A. I am.

24 Q. Who is that?

1 A. She was on the PPS team. She now works for Veolia in
2 Belgium, I believe.

3 Q. Did she work on the Flint project?

4 A. I don't recall.

5 Q. And what about Frank Crehan?

6 A. Frank was a -- he's our head proposal writer for the
7 water side of the business.

8 Q. And did he work on the Flint project?

9 A. He probably wrote the proposal, which is why he's
10 attached.

11 Q. Does he still work for Veolia?

12 A. He does.

13 Q. And Mr. Carpenter writes here, "Thought you all
14 should know we were the only respondents to the Flint
15 RFP. Congratulations on great work, but now we will
16 see if we can turn this into a great opportunity!"
17 Do you see that?

18 A. I do.

19 Q. Is RFP Request for Proposal?

20 A. It is.

21 Q. And he's referring when he says we will see if we can
22 turn this into a great opportunity, do you understand
23 that to be the opportunity to generate more business
24 beyond the initial project?

1 A. That's what it appears to be, yes.

2 Q. Is that your understanding of what he's saying?

3 A. I think so, yes.

4 Q. And then in the next email at the top, Mr. Carpenter
5 forwards that to you and writes, "Great call, sir!!!"
6 Do you see that?

7 A. I do.

8 Q. Because it was ultimately your call to bid on the
9 Flint project?

10 A. I'm surmising that's what he means, yes.

11 Q. And did others -- you mentioned earlier that there
12 were others who were involved in the decision,
13 correct?

14 A. Uh-huh.

15 Q. Did any of them have reservations about the project?

16 A. I don't recall.

17 Q. But you do understand call in this email to mean the
18 call to bid on the Flint project, correct?

19 A. Your guess is as good as mine. It seems that way
20 from the e-mail chains, but it could mean something
21 else.

22 Q. What else could it mean?

23 A. I have no idea.

24 Q. But based on this email --

1 Q. And this is an email from you to Mr. Carpenter
2 responding to the email that we just reviewed,
3 correct?

4 A. Yes.

5 Q. And you write in response, "Good news, Jon. Now
6 let's convert!" Do you see that?

7 A. Correct, yes.

8 Q. Did you mean convert the consulting agreement into a
9 longer term project?

10 A. That's what -- probably, yes.

11 Q. So essentially to convert the initial agreement with
12 Flint and get more business for Veolia for additional
13 projects, correct?

14 A. Yes, ma'am.

15 Q. And additional projects in the form of an O & M or
16 PPS engagement?

17 A. Yes.

18 Q. I'll hand you Exhibit 8.

19 BYRNES DEPOSITION EXHIBIT NUMBER 8,

20 BATES NUMBER VWNAOS 018579,

21 WAS MARKED BY THE REPORTER

22 FOR IDENTIFICATION

23 BY MS. WEINER:

24 Q. Mr. Byrnes, I've handed you the document Bates

1 Mr. DiCroce, correct?

2 A. Correct.

3 Q. And your email reads, "Flint is signed and we're
4 commencing work. Short-term consulting gig that
5 should lead to a larger PPS project." Do you see
6 that?

7 A. Yes.

8 Q. And you expected that Veolia's initial project in
9 Flint would lead to additional business, right?

10 A. Yes.

11 Q. And that's why you made the call to bid on the
12 project?

13 A. Yes.

14 Q. You can put that document aside.

15 In addition to the call to bid on the
16 project, we talked earlier about how you also had the
17 authority to sign off on the contract, right?

18 A. Yes.

19 Q. And you delegated that authority to Mr. Gadis?

20 A. Yes.

21 Q. And what is your understanding of the service that
22 Veolia was hired to provide to the City of Flint?

23 A. We were hired to look at the water treatment plant
24 and do an assessment and see if we could -- they

1 March 5th, 2015 email at the top from you to
2 Mr. Jensen, copying Mr. Nicholas and Mr. Gadis,
3 correct?

4 A. Yes.

5 Q. And the subject is Flint update?

6 A. Yep.

7 Q. Are you familiar with this document?

8 A. Again, this one I saw yesterday, you're correct.

9 Q. And we can go to the second page for a moment.

10 A. Uh-huh.

11 Q. So the second page near the bottom there's an email
12 from Mr. Nicholas about getting additional work from
13 Flint, correct?

14 A. Yes.

15 Q. And then in the next email up in the chain from
16 Mr. Jensen it says, "I think it's a good development
17 that should not require a lot of additional work.
18 The resulting contract could be very substantial.
19 I'm for it." Do you see that?

20 A. Yes.

21 Q. Do you understand substantial to refer to a
22 substantial sum of money?

23 A. Yes.

24 Q. For Veolia to do additional work in Flint?

1 And I don't know, this -- I sent it out to the direct
2 guys who talked to clients. They're not all
3 developers. Some of them are -- Elinor's outside,
4 she was communications. Carol was -- yeah, Jack
5 Griffin, he's on the PPS team. Those were all my
6 direct reports, so I was just trying to get them up
7 to speed in case anybody asked them.

8 BY MS. WEINER:

9 Q. Were you concerned in January 2016 that Veolia would
10 lose business because of its role in Flint?

11 MR. McELVAINE: Objection.

12 You can answer.

13 THE WITNESS: I'm sure I was.

14 BY MS. WEINER:

15 Q. You can put that document to the side.

16 Are you aware of any changes to any Veolia
17 policies or procedures as a result of Flint?

18 A. No.

19 Q. Are you aware of the Business Development or other
20 teams that worked for you changing how they pursued
21 business after Flint?

22 A. After Flint we generally stayed away from lead
23 issues; not that we thought we had a lead issue when
24 we entered into Flint, but anytime it came up. After

1 there will be a call the following Monday, correct?

2 A. Yes.

3 Q. And at that time it will be determined what services
4 can, will, or should be offered by Veolia, correct?

5 A. Correct.

6 Q. So even though an invitation to bid had already been
7 issued and a proposal had already been made, the
8 actual scope hadn't even been finalized by that point
9 in time, correct?

10 A. Correct.

11 MR. BERG: Objection.

12 MR. PETERS: Objection, form, foundation,
13 leading.

14 MR. WALKER: Same.

15 BY MR. McELVAINE:

16 Q. Is that unusual?

17 A. Not particularly unusual, no --

18 Q. And is -- I'm sorry.

19 A. Particularly in municipal water they have a tendency
20 to hire -- the government term is IDIQ, Indefinite
21 Quantity Indefinite Delivery. Anyway, they give you
22 a blanket contract and they draw down on it.

23 Q. Okay. Like a retainer?

24 A. Very much like a retainer.

1 Q. Okay. That's all I have, sir. Thank you very much.

2 A. Okay.

3 MR. McELVAINE: Anybody else? All right.

4 One of plaintiffs' counsel want to call it?

5 MS. WEINER: We have no further questions.

6 MR. WALKER: No further questions.

7 MR. McELVAINE: Thank you, sir.

8 THE WITNESS: Thank you.

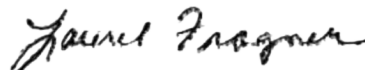
9 THE VIDEOGRAPHER: This concludes the
10 deposition and we're going off the record at 4:31
11 p.m.

12 (The deposition was concluded at 4:31 p.m.)
13
14
15
16
17
18
19
20
21
22
23
24

CERTIFICATE OF NOTARY

STATE OF MICHIGAN)
) SS
COUNTY OF OAKLAND)

I, Laurel A. Frogner, Certified Shorthand
Reporter, a Notary Public in and for the above county
and state, do hereby certify that the above
deposition was taken before me at the time and place
hereinbefore set forth; that the witness was first
duly sworn to testify to the truth and nothing but
the truth; that the foregoing questions asked and
answers made by the witness were duly recorded by me
stenographically and reduced to computer
transcription; that this is a true, full, and correct
transcript of my stenographic notes so taken; and
that I am not related to, nor of counsel to any
party, nor interested in the event of this cause.



Laurel A. Frogner, CSR-2495, RMR, CRR

Notary Public,

Oakland County, Michigan

My Commission expires: 4-22-2022

1 INSTRUCTIONS TO WITNESS

2

3 Please read your deposition
4 over carefully and make any necessary
5 corrections. You should state the reason
6 in the appropriate space on the errata
7 sheet for any corrections that are made.

8 After doing so, please sign
9 the errata sheet and date it.

10 You are signing same subject
11 to the changes you have noted on the
12 errata sheet, which will be attached to
13 your deposition.

14 It is imperative that you
15 return the original errata sheet to the
16 deposing attorney within thirty (30) days
17 of receipt of the deposition transcript
18 by you. If you fail to do so, the
19 deposition transcript may be deemed to be
20 accurate and may be used in court.

21

22

23

24

1

- - - - -

E R R A T A

2

- - - - -

3

4 PAGE LINE CHANGE

5

6

REASON:

7

8

REASON:

9

10

REASON:

11

12

REASON:

13

14

REASON:

15

16

REASON:

17

18

REASON:

19

20

REASON:

21

22

REASON:

23

24

REASON:

1

2

ACKNOWLEDGMENT OF DEPONENT

3

4

I, _____, do

5

hereby certify that I have read the

6

foregoing pages, and that the same is

7

a correct transcription of the answers

8

given by me to the questions therein

9

propounded, except for the corrections or

10

changes in form or substance, if any,

11

noted in the attached Errata Sheet.

12

13

14

15

MICHAEL BYRNES

DATE

16

17

18

Subscribed and sworn

to before me this

19

_____ day of _____, 20____.

20

My commission expires: _____

21

22

Notary Public

23

24

1	LAWYER'S NOTES		
2	PAGE	LINE	
3	_____	_____	_____
4	_____	_____	_____
5	_____	_____	_____
6	_____	_____	_____
7	_____	_____	_____
8	_____	_____	_____
9	_____	_____	_____
10	_____	_____	_____
11	_____	_____	_____
12	_____	_____	_____
13	_____	_____	_____
14	_____	_____	_____
15	_____	_____	_____
16	_____	_____	_____
17	_____	_____	_____
18	_____	_____	_____
19	_____	_____	_____
20	_____	_____	_____
21	_____	_____	_____
22	_____	_____	_____
23	_____	_____	_____
24	_____	_____	_____